The Honorable Ronald B. Leighton 1 2 3 4 5 UNITED STATES DISTRICT COURT 6 WESTERN DISTRICT OF WASHINGTON AT TACOMA 7 UNION PACIFIC RAILROAD COMPANY, a 8 Delaware corporation, No. 3:18-cv-5648-RBL 9 Plaintiff, STIPULATION AND ORDER FOR 10 DISMISSAL WITH PREJUDICE v. 11 TRAVELERS CASUALTY AND SURETY COMPANY (f/k/a The Aetna Casualty and 12 Surety Company), et. al., 13 Defendants. 14 NEW ENGLAND REINSURANCE 15 CORPORATION, a Connecticut corporation, 16 Third-Party Plaintiff, 17 v. 18 PORT OF RIDGEFIELD, a Washington municipal corporation, 19 Third-Party Defendant. 20 21 TRAVELERS CASUALTY AND SURETY COMPANY (f/k/a The Aetna Casualty and 22 Surety Company), 23 Third-Party Plaintiff, 24 v. 25 PORT OF RIDGEFIELD, a municipal corporation, 26 Third-Party Defendant. 27

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE - 1 (No. 3:18-cv-5648-RBL)

**STIPULATION** 1 Pursuant to F.R.C.P. 41(a)(1)(A)(ii), Plaintiff, Union Pacific Railroad Company, and 2 defendants, Travelers Casualty and Surety Company, New England Reinsurance Company and 3 Continental Insurance Company, by and through their undersigned counsel, stipulate that all 4 5 claims by and between them in the above-captioned matter, are dismissed with prejudice and without an award of fees or costs to any party. 6 Pursuant to F.R.C.P. 41(a)(1)(A)(ii) and 41(c)(2), Third Party Plaintiffs, Travelers 7 Casualty and Surety Company and New England Reinsurance Company and Third Party 8 Defendant Port of Ridgefield, by and through their undersigned counsel, stipulate that all 9 claims by and between them in the above-captioned matter, are dismissed with prejudice and 10 without an award of fees or costs to any party. 11 DATED this 27th day of January, 2020. 12 13 GREENBERG GLUSKER FIELDS DAVIS WRIGHT TREMAINE LLP 14 **CLAMAN & MACHTINGER LLP** 15 By s/Jonathan B. Sokol By s/Nancy A. Brownstein David E. Cranston, Pro Hac Vice Everett W. Jack, Jr, WSBA No. 47076 16 Jonathan B. Sokol, Pro Hac Vice Steven P. Caplow, WSBA No. 19843 Nancy A. Brownstein, WSBA No. 50150 17 1900 Avenue of the Stars, 21st Floor Los Angeles, CA 90067 920 Fifth Avenue, Suite 3300 18 Telephone: (301) 758-6897 Seattle, WA 98104-1610 Email: dcranston@greenbergglusker.com Telephone: (206) 622-3150 19 Email: jsokol@greenbergglusker.com Email: jacke@dwt.com Email: stevencaplow@dwt.com 20 Email: nancybrownstein@dwt.com Attorneys for Plaintiff Union Pacific 21 Railroad Company Attorneys for Travelers Casualty and 22 Surety Company (f/k/a The Aetna Casualty and Surety Company) 23 24 FORSBERG & UMLAUF, P.S. KARBAL, COHEN, ECONOMOU, SILK & 25 **DUNNE LLC** 26 By <u>s/ Matthew S. Adams</u> By s/ Wayne S. Karbal Matthew S. Adams, WSBA #18820 Wayne S. Karbal, pro hac vice 27 STIPULATION AND ORDER OF DISMISSAL Davis Wright Tremaine LLP WITH PREJUDICE - 2 LAW OFFICES (No. 3:18-cv-5648-RBL) 920 Fifth Avenue, Suite 3300 Seattle, WA 98104-1610

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14		
15	<u>ORDER</u>	
16		
17	Pacific Railroad Company and defendants, Travelers Casualty and Surety Company, New	
18	England Reinsurance Company and Continental Insurance Company, in the above-captioned	
19	matter, are dismissed with prejudice and without an award of fees or costs to any party.	
20	Pursuant to F.R.C.P. 41(a)(1)(A)(ii) and 41(c)(2), all claims between and among Third	
21	Party Plaintiffs, Travelers Casualty and Surety Company and New England Reinsurance	
22	Company's and Third Party Defendant Port of Ridgefield, in the above-captioned matter, are	
23	dismissed with prejudice and without an award of fees or costs to any party.	
24	DATED this 7 <sup>th</sup> day of January, 2020	
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23		Kmal D. Leightun
26		Ronald B. Leighton
	STIPULATION AND ORDER OF DISMISSAL	Ronald B. Leighton United States District Judge

(No. 3:18-cv-5648-RBL)

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STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE - 4 (No. 3:18-cv-5648-RBL) 4820-3162-8719v.1 0023566-000120

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